

✓

App. F. IX-4

1927-28

File No. 2-27

Previous References

(Prison)

Serial Nos. 1854.

39-24 (1-22)

Later References

Prison 31-28 (1/3)
31-28 (8/4)
16-34 85, 16-24, 26, 27, 30

P. 10

General and Revenue Secretariat.

Serial Nos.

✓

Part B for March 1828.

SUBJECT

Inclusion of long terms habitual
Convicts to the benefit of Advisory Board
rules

Sl no 4.

To the Inspector of Prison

No 9902 of 25.2.28.

Approves of certain amendments to the rule
of 4 of the rules appended to G. NO 3446 53/Prison
3924-22 of 29.9.28
15/3/28
Jm

General and Revenue
Secretariat.

Prisons File No. . 2

of 192 7

Serial
No.

1

From the D. G. of Prisons in Mysore
 C-26. D-5. 7/17
 Forward Copy of letter from the D. G. of Prisons
 Jail recommending that the cases of
 all habituals who have served three
 years and three fourth of their sentence
 may be recommended for release
 by the Advisory Board and that this
 concession shall not be extended to them
 a second time.

1) Subd for orders

P. M. S.

2) Please put up the report
of the Jail Committeerecd
7/17

3) The report of the Jail Committee has been
 put up in another connection. As copies
 are frequently reqd the Officer may
 maybe requested to order for 6 copies?
 of the book.

P. M. S.

4) In order

P. M. S.

5) Please get the copy put up
 with the office file. we may
 take an extract of the relevant
 portions and paste the both
 to the file. This must be done
 at once.

recd
9/17

6) Subd with an extract.

P. M. S.

7) Please obtain and put up

12/7

WD 0321-3PB-60,000-24-5-27

the Jail Committee report
at once.recd
12/17

In the interest

X

NOTE—Contn. sheet.

Serial
No.

8) A copy of the Jail Committee's report put up
in an other connection and since read is put up

16/8

9) The Proposal of the D. Co. of
Prisons is to bring the cases
of habituals Convicts under
the purview of the Standing
Advisory Boards.

Flag T

10) According to the rules
now in force, the Board
considers ^{only} the cases of
prisoners who have had not
more than ^{one} conviction. The
idea of the D. Co. of Prisons
seems to be that this restriction
should be removed, and that
all long term prisoners irres-
pective of the number of convictions
they have had should be
brought under the purview
of the board

Flag W

11) From Para 453 of the
Jail Committee report, it
is clear that the intention
of the Committee was that
the advisory Boards should
consider the cases of habituals

General and Revenue
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No.

prisoners also

12) It however appears desirable to proceed rather cautiously in this matter. The Boards were constituted only recently and the Bangalore Board met only once so far and the Mysore Board has not met at all. Sufficient arrangements are made for the observation of the habitual while on parole, the conditional release of habituals might mean letting loose so many criminals on society.

13) The question of extending to habituals, the ^{system} for prisoners of the probationary way perhaps be deferred till we gain some experience of the working of the Advisory Boards.

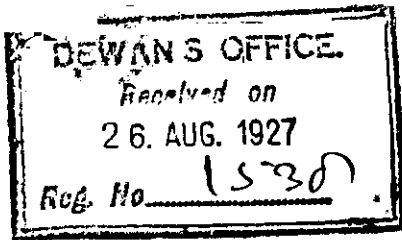
14) I agree. We have to have a good staff of probation officers who can extend the same.
Gen. Secy) 24/8
J. M. M. 25/8

15) Putting people on good behavior subject to the threat of their being sent back to jail if they misbehave is a good psychological remedy for crime as proposed by the Inst. Time
all - In Prison safeguard in the

NOTE—Contn. sheet.

General and Revenue
Secretariat.

File No. 2 of 192

Serial
No.

Bombay rules. The D.M. is not
inclined to recommend
such dangerous Criminal.
I have the Bombay rules
in the adopted. Please
submit to Dewan.

Me
26/8

Dewan-

Rg
26/8
26/8

16) Bhalla's letter $\frac{M2}{26-8-27}$

Rg
27/8
27/8

17) Dr. G. Sub & family

Dr. G. Sub & family
have families
here. Please

18) Has the term "Lus term
prison" been anywhere defined?
Please put up the collection
about the formation of Standing
Advisory Board.

18- for

20/9

19) Subd. The bill relating to the formation
of Standing Advisory Board has been put
in another connection and on account of the
same it will be said

Me
9/9

Rg
22/9

Serial
No.

21) Sub 2. It is seen from the copy of the
Jail manual put up the term "Long term" has been defined as
3 years and upwards

(39-24 sub 152) 22) The file about Standard Addressing
Board is in the linked file

23) Draft Go as per annex
directed is sub 7

31/10

98500
9000
31/10

2

See G. O. 2 Prison

See Mr. Masles & Co.

See the letter ch. court

No. 44984-93 dt 11.11.1927

Approves to the recommendation

to the G. O. 2 requests to G. O. to

forward the draft amendments to

the Rules.

Manu San

by C. 26.7 to 13.1.28
51-29

Letter refd 812 forwards a draft amendment
to the rules issued with G. O. 3456 55

Para 39.24.22 & 29. 9. 26

23) Draft G. O. Sub 2

24

18/1

WD 0324-GPB-60,000-24-5-27

NOTE-Contn. sheet

25) Re Subd.
26/1

24) CW.
In person please
18
19/1

4085207 563

Feb 3

(6)

App. F. III-2]

General and Revenue
Secretariat.

File No.

2

of 1927

Serial
No.

26)

please put up typed draft—

rec
2/2

27)

Typed draft Subd

AKD

6/2

28) Please type as revised

rec
9/2

29) Typed draft Subd

AKD

10/2 10/2

Draft approving the
amendments proposed by
the D.C. & Prisoners is submitted
for approval or other orders

rec
18/2

G.M.M.)

6836
18/2

First meeting
Thurs
Law Secy.

102
20/2/25

88888
rec
21/2

21
17
21
18/2

NOTE—Contn. sheet

General and Revenue
Secretariat.

File No. 2

of 192 7

Serial
No. 4

The Director General of the
The Director General of the
The Reg. Chief Court with a General letter
The Secy Standup Advisory Board, B'ns and
My Sir
G. 5902 d 25.2.24
Approval of certain amendments to Rule
74 of the rules appended to G. 3448-55
Pensions 39-26-22 d 25.4.28

for F.P. 100/3
of Printed Copies
29/2

B
Printed one
and as per
19/3

File 106

Page 2-27-1

No. 26

Office of the Inspector-General of Prisons
in Mysore,

Dated Bangalore; 5 - July 1927

From

The Inspector-General of Prisons.

in Mysore, Bangalore.

To

The General Secretary to the Government of H.E.
the Maharaja of Mysore, Bangalore.

Sir,

I have the honour to forward herewith, copy of
letter No. 433/E. 115 dated 9th March 1927 from the Superintendent
Bangalore Central Jail together with an extract from the Govern-
ment Resolution H.E. No. 432 II dated 29th July 1926 in connection
with the inclusion of long term habitual convicts within the
sphere of the operations of the Standing Advisory Board and to
request that you will be so good as to obtain orders of Government
in the matter of including the habitual convicts to the benefit
of Advisory Board Rules.

I have the honour to be,

Sir,

Your most obedient servant

M. S. S. S.

Inspector-General of Prisons.

Letter No. 433/P. 115 dated 9th March 1927 from the (a)
Superintendent, Central Jail, Bangalore, to the Inspector-General of
of Prisons in Mysore. B'lore: -

-@-@-@-@-

I have the honour to state that now a Prisoners' Aid Society
has been established to give help to all prisoners and to reclaim
even habituals it strikes me that habituals should also be shown
the concession which other prisoners are given by the Advisory Board
appointed by Government in their Proceedings No. G. 3446-55/P. 115 39-
24-22 dated the 29th September 1926.

The recommendation of the Advisory Board is at present con-
-lined to the cases of prisoners who have not had more than one
conviction and who have served out $\frac{2}{3}$ years and two-thirds of their
sentence and the habituals are thus shut out of its advantages.
knowing, as we do, that convicts for the most part are the victims
of biological, psychological or social defects and that in Institu-
tions like prisons they are trained under artificial conditions having
no regard to the varied nature of their defects and conditions
under which they were tempted, it is realized that probation should
be almost universally employed so as to enable prisoners to work
amongst their families under the supervision and aided by probation
officers as a better form of reclamation without the stigma of being
imprisoned. It is well known that nothing is dearer to the heart of
a prisoner than to earn remission and get a speedy release and in
fact the concession that is allowed to be shown to casuals by the
Advisory Board has changed the temperament of the casuals and they
are living with one another to be well behaved and industrious.

As matters at present stand, habituals are working under a
double disadvantage.- (1) They cannot be appointed as convict
Officers and (2) they do not come under the purview of the Advisory
Board. This I consider is quite a cheerless outlook for them and it
would further embitter their feelings unless at least this conces-
sion is shown to them. I would as such recommend that the cases
of all habituals who have served three years and three-fourths
of their sentence may be recommended to Government for release by
the

the Advisory Board and it may be ordered that this concession shall not be extended to them a second time.

10/ In this connection reference is invited to the recommendation of the Jails Committee on page 236 para 45.

*-@-@-@-@-@-@-@

" C .O P Y "

Misra

Inspector-General of Prisons.

4 July 1927

av1/4-7.

Prisoners:
Revision of sentences:
Appointment of Advisory Committees:
(re-constitution)

Government of Bombay.

Resolution No. 432 II

Bombay Castle 29th July 1926

Resolution of Government.

* * *
* * *
* * *

2. There shall be set up in the headquarters of every district in which long-term convicts are imprisoned an Advisory Committee consisting of the District Magistrate, Sessions Judge District Superintendent of Police and two nominated local members subject to the proviso that when either the Deputy Inspector-General of Police, Criminal Investigation Department, can arrange to attend, he shall be a member of the committee instead of the District Superintendent of Police. The President shall be the District Magistrate or the Sessions Judge according to seniority. This Committee will meet every six months to review the sentence of all convicts sentenced to terms of imprisonment of five years and upwards. No such sentence shall be reviewed before the expiry of the term of $3\frac{1}{2}$ years or half the original sentence whichever is greater.

* * *
* * *
* * *

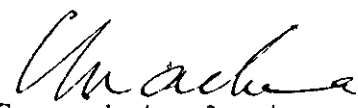
5. When the sentence is ready for review the Superintendent of the Jail should obtain a definite recommendation for or against the release of the convict from the Commissioner of Police, Bombay. In the case of the City of Bombay or from District Magistrate of the District of which the convict is a native, as well from the District Magistrate of the District in which he was convicted. Special reasons should be given if the Committee recommend the release of the convict in opposition to the District Magistrate's or Commissioner's opinion. In the case of Habitual convict

12/ should be recorded by the Committee before recommending his release. The recommendations of the Committee should be submitted to Government through the Inspector-General of Prisons, Bombay Presidency.

* * * * *

By order of the Governor in Council
Sd/- C.G. Adam,
Sg. Secretary to the Government of Bombay,
Home Department.

Extract


Superintendent,

Central Jail, Bangalore.

File No. P-2-27

Serial No. 2

Diary no. of letter replied to

GENERAL AND REVENUE
SECRETARIAT.

()

Proceedings of the Government of His Highness
the Maharaja of Mysore

READ—

, the

191

Date of issue

11. 11. 27

Signed by

H. S.

Go no. G. 3446-55 Prisons

39.24.22 dated 29.9.26

Sanctioning the Constitution of Standing
Advisory Board for the Revision of

ORDER THEREON.—No.

The Sentences of long term prisoners
conferred in the Jails at Bangalore
and Mysore2. Letter no. C-26 from the D.G. of
Prisons in Mysore recommending
over.

SUBJECT.

14

reference to the Go read above that
the Cases of all Habituals who have
served three years and three fourths
of their Sentences on any he included brought
within the Sphere of the Standing Advisory
Board refer to in the Go read above and
that this Concession may not be extended
to them a Second time.

Order Thereon _____ D _____

The Recommendation of the Inspector
General of Prisons are approved.

He is requested to forward the approval of the Council ^{forward the approval of the Council} ~~to send the necessary~~ draft amendments to the Rules ^{draft amendments to the Rules} issued in the Go read above.

the Go read above for the approval
of Govt.

~~by~~ G. B. See

To the Secy. of Prisons

The Magistrate of St

The Reg. Chief Const with a covering letter

To

8/10

84984-93

proceedings of the Government of Mysore.
the Maharaja of Mysore.

(15)

Read:-

Government Order No. 3448-55/Pris. 39-24-22 dated the 29th September 1926 sanctioning the constitution of Standing Advisory Boards for the revision of the sentences of long term prisoners confined in the Jail at Bangalore and Mysore.

2. Letter No. G.26/- 51-25 from the Inspector General of Prisons in Mysore recommending that the cases of all habituals who have served three years and three-fourths of their sentences may be brought within the sphere of the Standing Advisory Boards referred to in the Government order read above and that this concession may not be extended to them a second time.

Order No. 94984-93 / Pm 2-27-2

Dated Bangalore, the 11th November 1927.

The recommendations of the Inspector General of Prisons are approved.

It is requested to forward for the approval of Government the consequential draft amendments to the Rules issued with the Government Order read above. ~~For the approval of Government.~~

W. S. S. S. S.
For General Secretary to Government.

To

The Inspector General of Prisons in Mysore.
The District Magistrates of Districts.
The Registrar, Chief Court, with a covering letter.

8 623
8

(16)

Wm 1/12
15/1

No. Office of the Inspector-General of Prisons
e-26-7 Enc. one. in Mysore, Pris 2-27-3
51-25
Dated Bangalore, 13 January 1928.

From

The Inspector-General of Prisons
in Mysore, Bangalore.

To

The General Secretary to the Government
of H.H. the Maharaja of Mysore,
Bangalore.

Sir,

In compliance with last para of Government Order
No. G. 4984-93/Pris. 2-27-2 dated 11th November 1927, I have
the honour to forward herewith, for favour of approval, a
draft amendment to the rules issued with Government Order
No. G. 3446-55/Pris 39-24-22 dated 29th September 1926.

I have the honour to be,

Sir,

Your most obedient servant,

M. S. Rao

Inspector-General of Prisons.

Wm 1/12
13/1
10/11

avl.

al
16 copies
Pris 2-27-21/2
h

PROCEEDINGS OF THE GOVERNMENT OF
HIS HIGHNESS THE MAHARAJA OF MYSORE.

---000---

(18)

R E A D.-

1. G.O. No. 3446-55/Pris.39-24-22, dated
the 29th September 1926 sanctioning the con-

Draft amendments to the rules issued with Government Order
No. G. 3446-55/Pris 39-24-22 dated 29th September 1926. (17)

-*-*-*-*-*

Rule 4. The clause " who have not had more than one conviction
and " may be deleted.

Delete existing clauses 4 (a) & (b) and insert therefor
(a) that non-habituals have served two-thirds of their
sentence and have also served $2\frac{1}{2}$ years including
remission.

(b) that habituals have served three-fourths of
their sentence and have also served not less
than 3 years including remission.

Note:- This concession will not be extended to habituals a
second time.

-*-*-*-*-*

[Signature]

[Signature]

Inspector-General of Prisons.

BANGALORE, 25th FEBRUARY 1928.

The following amendments to the rules
Appended to G.O. No. 3446-55/Pris.39-24-22,
dated the 29th September 1926 are approved:-

In Rule 4. Delete the clause -

"who have not had more than one conviction
and"

Pris (16)
23/2

(19)

Delete existing clauses 4 (a) and (b) and substitute the following:-

(a) that nonhabituals have served two-thirds of their sentence and have also served 2½ years including remissions.

(b) that habituals have served three-fourths of their sentence and have also served not less than 3 years including remissions.

Note.- This concession will not be extended to habituals a second time.

2. After amendment, the rule will read follows:-

Rule 4.- Each Board shall sit at least once in six months and consider the cases of all prisoners who satisfy the following conditions:-

"(a) that non-habituals have served two-thirds of their sentence and have also served years including remissions;

(b) that habituals have served three-fourths of their sentence and have also served not less than 3 years including remissions.

Note.- This concession will not be extended to habituals a second time."

for General Secretary to Government.

To

The Inspector-General of Prisons.
The District Magistrates of Dists.
The Regr. Ch. Court, with a covering letter.
The Secy., Standing Ad. Bds., B'lore & M'sore

E.W.M.

2

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. G. 9902-14—Pris. 2-27-4, dated 25th February 1928.

Long Term Prisoners.

Approves of certain amendments to Rule 4 of the Rules appended to G. O. No. G. 3446-55—Pris. 39-24-22, dated 29th September 1926, regarding the revision of sentences of —

READ—

Government Order No. G. 3446-55—Pris. 39-24-22, dated the 29th September 1926, sanctioning the constitution of Standing Advisory Boards for the revision of sentences of long term prisoners confined in the Jails at Bangalore and Mysore.

2. Government Order No. G. 4984-93—Pris. 2-27-2, dated the 11th November 1927, approving the recommendation of the Inspector-General of Prisons in Mysore, to bring within the sphere of the Standing Advisory Boards the cases of all habituals who have served three years and three-fourths of their sentence and requesting the Inspector-General of Prisons, to forward for the approval of Government the consequential draft amendments to the rules.

3. Letter No. 26-7, dated the 13th January 1928, from the Inspector-General of Prisons, forwarding for the approval of Government, the draft amendments to the rules.

ORDER No. G. 9902-14—PRIS. 2-27-4, DATED 25TH FEBRUARY 1928.

The following amendments to Rule 4 of the Rules appended to Government Order No. G. 3446-55—Pris. 39-24-22, dated the 29th September 1926 are approved.—

In Rule 4 delete the clause.—

“Who have not had more than one conviction and.”

Delete existing clauses 4 (a) and (b) and substitute the following:—

(a) That non-habituals have served two-thirds of their sentence and have also served two and a half years including remissions.

(b) That habituals have served three-fourths of their sentence and have also served not less than three years including remissions.

Note.—This concession will not be extended to habituals a second time.

2. After amendment, the rule will read as follows:—

Rule 4.—Each Board shall sit at least once in six months and consider the cases of all prisoners who satisfy the following conditions:—

(a) That non-habituals have served two-thirds of their sentence and have also served two and a half years including remissions;

(b) That habituals have served three-fourths of their sentence and have also served not less than three years including remissions.

Note.—This concession will not be extended to habituals a second time.

R. RANGA RAO,
General Secretary to Government.

To—The Inspector-General of Prisons in Mysore.

The District Magistrates of Districts.

The Registrar, Chief Court of Mysore, with a covering letter.

The Secretary, Standing Advisory Boards, Bangalore and Mysore.